

PROTOCOL AND PUBLICITY BRANCH

The 18th February, 1971

No. 494-6PP-71/5695.—The Governor of Haryana is pleased to constitute the Haryana State Publicity Co-ordination Committee in the Public Relations Department for a period of two years from the date of issue of this notification with the following membership :—

1. Chief Minister	..	Chairman
2. Chief Parliamentary Secretary	..	Deputy Chairman
3. Principal Secretary to C. M.	..	Member
4. Secretary to Government, Haryana, Development, Department	..	Do
5. Director, Health Services, Haryana	..	Do
6. Director, Agriculture Department	..	Do
7. Controller, Printing and Stationery, Haryana	..	Do
8. Regional Officer, Plan Publicity, Government of India	..	Do
9. Director, All India Radio, New Delhi	..	Do
10. Director, All India Radio, Jullundur	..	Do
11. Director Public Relations, Haryana	..	Member-Secretary

2. The functions of the Committee will be to draw up a Co-ordinated programme of publicity for all the departments.

3. The members will draw T. A and D. A. for attending the meetings of the Committee from their respective departments.

4. The headquarter of this Committee will be at Chandigarh.

5. This notification issues with the concurrence of the Finance Department conveyed,—*vide* their U. O. No. 402-4FG-II-71, dated the 8th February, 1971.

R. S. VARMA,

Deputy Secretary.

LABOUR DEPARTMENT

The 26th February, 1971

No. 1732-1Lab-71/4994.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Haryana, Faridabad in respect of the dispute between the workmen and the management of M/s Ruby Knitting Mills, Faridabad.

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 99 of 1970

Between

**THE WORKMEN AND THE MANAGEMENT OF M/S RUBY KNITTING MILLS,
FARIDABAD**

Presents :—

Sarvshri K. Kalaippan and Girdhari Lal workers with their representative Shri H. L. Kapoor.

Shri D. C. Bhardwaj, for the management.

AWARD

The Governor of Haryana in exercise of the powers conferred by clause (d) of the section (1) of Section 10 of the Industrial Disputes Act, 1947, was pleased to refer the following dispute for adjudication to this Tribunal in respect of the workers and the management of M/s Ruby Knitting Mills, Faridabad,—vide order No. ID/FD/473-B/17542, dated 12th June, 1971.

Whether the workmen are entitled to the grant of Bonus for the year, 1968-69. If so; with what details?

On receipts of the reference usual notices were given to the parties and they filed their respective statements. It had been contended on behalf of the workmen that they were entitled to 20% bonus in view of the huge profits made by the industry concerned during the year, 1968-69. On behalf of the management on the other hand, it had been urged that the industry was not registered under the Factories Act nor was it covered under the payment of Bonus Act, 1965 and as such the demand of the workmen was not tenable.

Since no body appeared on behalf of the management on 20th July, 1970 the date fixed in the case, my learned predecessor directed the workmen to produce their evidence. They did not lead any evidence, to substantiate their above claim for bonus and instead filed an application on 28th October, 1970 which is Exhibit WW1/1 on record and purports to have been signed by 7 workmen including Sarvshri Kalaippan, Girdhari Lal and others, to the effect that the workmen had no dispute of any kind with the management and they had never raised any demand for bonus nor authorised Sri Roshan Lal to make any such demand on the management. It has further been stated that the factory concerned is not covered by the Payment of Bonus Act.

Sarvshri Kalaippan and Girdhari Lal two of the signatories to the above application have appeared and made their statements on oath to the same effect. According to them this application was signed by the other workers in their presence. It has been further admitted by them that previously there were only 7 workers were as at present there are only 9 workers who are all satisfied with the existing conditions of their service and have no demand for bonus against the Management.

Shri Manohar Lal Time-keeper of M/s Ruby Knitting Mills, Faridabad has also come into the witness box and stated that there are 9 workmen at present and previously there were only 7 workmen in the factory which is not registered nor covered by the Payment of Bonus Act. He has not been cross-examined by the learned representative of the workmen on this point.

From the facts of the case as stated above, it is clear that there is admittedly no industrial dispute between the workmen and the management of M/s Ruby Knitting Mills, Faridabad which may call for adjudication by this Tribunal and even if any such dispute existed the same has been withdrawn and is otherwise not tenable for the simple and obvious reason that the number of workmen in the factory concerned being not more than 9. It is not covered by the Payment of Bonus Act, 1965. The learned representative of the workmen has not been able to show me anything to the contrary.

The present reference, is therefore, liable for rejection for want of industrial dispute between the workmen and the management concerned and also due to the effect that the demand for bonus is not covered by the Payment of Bonus Act, 1965. I give my award in the case accordingly but without making any order as to cost.

Dated

O. P. SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 171, dated 9th February, 1971.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

O. P. SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Dated

No. 1723-1Lab-70/4996.—In pursuance of the provisions of section 17 of the Industrial disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak in respect of the dispute between the workmen and the management of M/S Lal Woollen & Silk Mills, G. T. Road Kundli (Sonapat).

BEFORE SHRI P. N. THUKRAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 173 of 1970

between

SHRI DALIP SINGH WORKMAN THROUGH GENERAL WORKERS UNION (Regd), SONEPAT
AND THE MANAGEMENT OF M/S. LAL WOOLLEN AND SILK MILLS, G. T. ROAD,
KUNDLI SONEPAT

Present.—Shri M. S. Rath, for the workmen.
Nemo, for the management.

AWARD

Shri Dalip Singh was in the service of M/S. Lal Woollen & Silk Mills G. T. Road, Kundli (Sonepat). His services were terminated and this gave rise to an industrial dispute. Accordingly the Governor of Haryana, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, referred the following dispute for adjudication to this Court,—vide notification No. ID/RK/177-B-70/29787, dated 23rd September, 1970.—

“whether the termination of services of Shri Dalip Singh was justified and in order. If not; to what relief is he entitled?”

On receipt of the reference usual notices were issued to the parties in response to which a statement of claim was filed on behalf of the workman and the management filed their written statement. The pleadings of the parties gave rise to the following issues.—

1. Whether it is a case of voluntary abandonment of service and not termination of service by the management ?
2. If the above issue is not proved whether the termination of services of Shri Dalip Singh was justified and in order. If not; to what relief is he entitled?

The case was fixed for evidence for 4th January, 1971. On the date fixed no body appeared on behalf of the management. A letter was received from Shri D. S. Rekhi, Labour Law Advisor asking for an adjournment on the ground that he wanted to raise an objection regarding the validity of the constitution of this Court and the case may be fixed for 7th January, 1971. The procedure adopted by Shri Rekhi for wanting to raise an objection and asking for an adjournment is not correct. If the management wanted to raise any objection then the only proper course open to them was to attend on the date fixed for hearing and make an application for permission to amend their written statement. This course has not been adopted. It was, therefore, not possible to take any notice of the intimation received from Sh. Rekhi asking for an adjournment. Sh. Rekhi was also not filed any letter of authority on behalf of the management, and neither any party appeared on 7th January, 1971 on behalf of the management.

The *ex parte* evidence of the workman was recorded on the date fixed. The workman appeared as his own witness in support of his case and stated that he joined the respondent mill in the year, 1969 at Rs. 95/-per month and on 28th January, 1970 his services were terminated without indicating any reason or notice. Accordingly he wrote a letter copy Ex. W. 1. and sent it under registered cover to the management. The postal receipt is Ex. W. 2. Sh. Dalip Singh states that the management did not give any reply to this letter,

Shri Dalip Singh also denied that the writing Ex. W. 3 wherein he is supposed to have confessed his guilt that he has been committing theft was not signed by him. Shri Dalip Singh states that has not been able to find any other employment. It is thus satisfactorily established by the evidence of the workmen but the termination of his services was not justified, and he is entitled to be re-instated with continuity of service and full back wages. I give my award accordingly. No order as to costs.

Dated 4th February, 1971

P. N. THUKRAL,
Presiding Officer,
Labour Court, Haryana, Rohtak.

No. 296
Dated Rohtak, the 8th February, 1971

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

P. N. THUKRAL,
Presiding Officer,
Labour Court, Haryana, Rohtak.

B. L. AHUJA,

Commissioner for Labour & Employment & Secy.

REVENUE DEPARTMENT

The 26th February, 1971

No. 1519-Admn.I-71/565—On the expiry of three months' notice of retirement served under rule 5.32 (c) of the Punjab Civil Services Rules, Volume II, on Shri Maghar Singh, Superintendent, Financial Commissioner's Office, Haryana, on the 27th November, 1970, the Governor of Haryana is pleased to retire him from Government service with effect from the afternoon of the 26th February, 1971.

DAMODAR DASS, Secy.